

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

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IN THE MATTER OF THE PETITION BY :  
THE DIVISION OF OIL, GAS, AND :  
MINING FOR AN ORDER: (1) TO :  
WITHDRAW NOI M/039/013 FOR B&C :  
LIMESTONE QUARRY; (2) TO FORFEIT :  
LETTER OF CREDIT NO. 015413040 :  
FROM FAR WEST BANK TO DIRECT :  
THE DIVISION TO COMPLETE :  
RECLAMATION, AND TO AUTHORIZE :  
A CIVIL SUIT TO RECOVER COSTS :  
FROM BRYCE HAAS; AND (3) TO :  
TAKE ALL OTHER ACTIONS :  
NECESSARY TO RECLAIM THE LANDS :  
AT S1/2 SW1/4, S32, T18S, R1E SLB&M :  
AND LOTS 3 & 4 N1/4, S5, T19S R1E :  
SLB&M, SAN PETE COUNTY, UTAH.

NOTICE OF HEARING

Docket No. 2010-028  
Cause No. M/039/013

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THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE FOLLOWING  
MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining ("Board"), State of Utah, will conduct a hearing on WEDNESDAY, DECEMBER 8, 2010, at 9:00 AM, or as soon thereafter as possible, in the auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the rules of the Board as set forth in Utah Administrative Code R641 et seq. as provided for by Utah Code Ann. § 40-8-1 et seq. and Utah Code Ann. § 63G-4-101 through 601.

The purpose of the hearing will be for the Board to receive testimony and evidence regarding a Notice of Agency Action that the Board enter an Order:

1. Withdrawing Notice of Intention No. M/039/013 due to the failure of the Respondent to satisfactorily perform reclamation of the land or claim responsibility for reclamation costs; and
2. Declaring the Letter of Credit No. 15413040 forfeited, directing the Division to complete reclamation, and authorizing the Attorney General to pursue a civil suit to seek recovery of reclamation and associated costs; and

3. Providing such other relief as may be just and equitable under the circumstances.

Objections to the Request for Agency Action must be filed with the Secretary of the Board at the address listed below no later than November 24, 2010. A party must file a timely written objection or other response in order to participate as a party at the Board hearing.

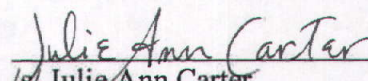
Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected at the office of the undersigned.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Ann Carter at (801) 538-5277, at least three working days prior to the hearing date.

DATED this 9th day of November, 2010.

STATE OF UTAH  
BOARD OF OIL, GAS AND MINING  
Douglas E. Johnson, Chairman

  
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Julie Ann Carter  
Secretary to the Board  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84116  
(801) 538-5277

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 2010-028, Cause No. M/039/013 to be mailed with postage prepaid, this 10th day of November, 2010, to the following:

Steven F. Alder  
Emily Elizabeth Lewis  
Assistant Attorneys General  
Utah Division of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116  
**[Via Email]**

Michael S. Johnson  
Assistant Attorneys General  
Utah Board of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116  
**[Via Email]**

Bryce Haas  
331 East 200 South  
Lindon, UT 84042

Trust Lands Administration  
675 East 500 South, Suite 500  
Salt Lake City, UT 84102-2818

Brian Comer  
Far West Bank  
Commercial Lending  
201 East Center Street  
Provo, UT 84606

Julie Ann Carter

**CERTIFICATE OF PUBLISHED NOTICE**

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 2010-028, Cause No. M039/013 to be PUBLISHED in the following newspapers on the following days:

November 21, 2010:

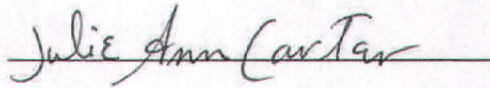
The Salt Lake Tribune and Deseret Morning News, newspapers of general circulation in Salt Lake City and County.

November 17, 2010:

Sanpete Messenger, a newspaper of general circulation in Sanpete County.

November 17, 2010:

Gunnison Valley Edition, a newspaper of general circulation in Sanpete County.

  
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